IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

TUESDAY, THE 12TH JUNE 2007 / 22ND JYAISHTA 1929

WP(C).No. 13600 of 2007(R)

PETITIONERS:

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1. T.G.SANTHOSH BABU , `APSARA BHAVAN',
   ITHITHANAM, CHANGANASSERY - 686 565.

   TEMPORARY L.D.CLERK,
   GURUVAYOOR DEVASWOM.

2. G.GIREESH, `AISWARYA",
   SAKTHIKULANGARA, KOLLAM - 3.

   TEMPORARY L.D.CLERK,
   GURUVAYOOR DEVASWOM.

BY ADV. SRI.DINESH R.SHENOY

RESPONDENTS:

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1. GURUVAYOOR DEVASWOM,
   REPRESENTED BY THE ADMINISTRATOR, O/O. GURUVAYOOR
   DEVASWOM, GURUVAYOOR.

2. THE MANAGER,
   GURUVAYOOR TEMPLE, GURUVAYOOR.

3. THE ASSISTANT MANAGER,
   (OFFICE , CCOUNTS), GURUVAYOOR TEMPLE, GURUVAYOOR.

BY ADV. SRI.U.K.RAMAKRISHNAN SC, GDB
SRI.V.KRISHNA MENON

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 12/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. BALAKRISHNAN NAIR, J.

W.P.(C) No.13600 of 2007(R)

Dated this the 12th June, 2007.

JUDGMENT

The petitioners are provisional hands appointed by the first respondent for a period of 179 days. Their services were terminated and again they were engaged for another 179 days. Now, the first respondent, Guruvayur Devaswom, has issued Ext.P3 notification, inviting applications for appointment in the place of the petitioners, for a period of 179 days. This writ petition is filed, praying for a mandamus to retain them in service.

2. The first respondent has filed a statement, stating that the vacancies, to which the petitioners were appointed, are regular vacancies and are proposed to be filled up by a regular selection process. For that, the regulations have to be amended appropriately.

3. Pending regular appointment, in exigencies of service, temporary hands are appointed. Such appointees have no legal right to continue beyond the

term of their appointment. They also came to be appointed to the service pursuant a notification similar to Ext.P3. Therefore, they cannot turn round and say that such selection should not be made in future.

In the result, this writ petition fails and is dismissed.

K. BALAKRISHNAN NAIR,
JUDGE.

vav.